

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**IN RE:**

**GARY S. WALTER, : CASE NO. 16-17767  
Debtor : CHAPTER 13**

**STIPULATED ORDER RESOLVING DEBTOR'S MOTION FOR APPROVAL OF  
PERSONAL INJURY SETTLEMENT AND DISTRIBUTION OF PROCEEDS THEREOF**

Gary S. Walter, Debtor, by and through his attorney, Joseph T. Bambrick, Jr., Esquire, and by and through Debtor's special counsel, Jesse L. Pleet, Esquire, and the law firm of Leisawitz Heller Abramowitch Phillips, P.C., file this Stipulated Order resolving Debtor's Motion for Approval of Personal Injury Settlement and Distribution of Proceeds Thereof (filed to Docket No. 38), and after a hearing thereon on November 30, 2017, agree to settlement of the personal injury claim against the Berkshire Mall as follows:

1. The proceeds of the settlement shall be distributed as follows:
  - a. Payment to Leisawitz Heller Abramowitch Phillips, P.C. \$ 3,225.45 ("Leisawitz Heller") for reimbursement of costs
  - b. The parties shall share the remaining balance of \$94,274.55 divided into thirds, including the three lienholders collectively sharing in one-third; Special Counsel Jesse L. Pleet and Leisawitz Heller sharing one-third; and the Debtor sharing one-third; subject to the approval of this Honorable Court, as more fully set forth below:
    - i. Payment to the Veterans' Administration in satisfaction of its lien for care provided to the Debtor in connection with the injury suffered by the Debtor at the Berkshire Mall (original lien of \$47,637.30 reduced to said amount) \$ 27,653.87
    - ii. Payment to Optum on behalf of United Healthcare Services in satisfaction of its lien for care provided to the Debtor in connection with the injury suffered by the Debtor at the Berkshire Mall (original lien of \$6,070.16 reduced to said amount) \$ 3,456.73
    - iii. Payment to Socrates on behalf of Geisinger Gold in satisfaction of its lien for care provided to the Debtor in connection with the injury suffered by the Debtor at the Berkshire Mall \$ 314.25

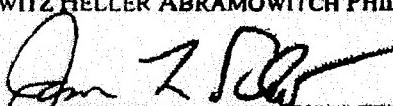
- iv. Payment to Leisawitz Heller Abramowitch Phillips, P.C. \$31,424.85  
in the amount of contingent fees (original 40% contingent fees of \$39,000 reduced to said amount)
- v. Payment to the Debtor estate representing the balance of the pending settlement as designated to pay for additional care and treatment necessary for the Debtor and is exempt pursuant to the provisions of 11 USC Section 522(d)(10)(C) \$31,424.85

**TOTAL \$97,500.00**

2. The parties further agree that the \$97,500.00 payment draft issued on behalf of the Berkshire Mall in settlement of the personal injury claim shall be made payable solely to "Leisawitz Heller Abramowitch Phillips, P.C." to facilitate the distribution as set forth above.

LEISAWITZ HELLER ABRAMOWITCH PHILLIPS, P.C.

By:

  
Jesse L. Pleet, Esquire  
2755 Century Boulevard  
Wyomissing, PA 19610  
(610) 372-3500  
Special Counsel for Debtor, Gary S. Walter  
Dated: January 4, 2018

  
Joseph T. Bambrick Jr., Esquire  
529 Reading Avenue, Suite K  
West Reading, PA 19611  
(610) 372-6400  
Attorney for Debtor, Gary S. Walter  
Dated: January 5, 2018

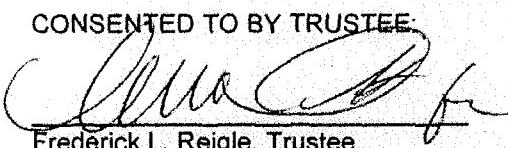
AND NOW, this 25 day of January, 2018, this Stipulated Order is hereby approved  
and entered as an Order by the Bankruptcy Court.

BY THE COURT:



Honorable Richard E. Fehling, B.J.

CONSENTED TO BY TRUSTEE:

  
Frederick L. Reigle, Trustee  
Dated: January 16, 2018